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13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA, [SAN JOSE DIVISION](#)**

15 CLRB HANSON INDUSTRIES, LLC d/b/a
16 INDUSTRIAL PRINTING, and HOWARD
17 STERN, on behalf of themselves and all others
18 similarly situated,

19 Plaintiff,

20 v.

21 GOOGLE, INC.,

22 Defendant.

CASE NO. C 05-03649 JW

**DECLARATION OF M.
CHRISTOPHER JHANG IN SUPPORT
OF STIPULATION AND [PROPOSED]
ORDER FOR EXTENSION OF TIME
TO RESPOND TO FIRST AMENDED
CLASS ACTION COMPLAINT**

*(Santa Clara Superior Court
Case No. 1-05-CV-046409)*

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DECLARATION IN SUPPORT OF STIPULATION AND
[PROPOSED] ORDER FOR EXTENSION OF TIME TO
RESPOND TO FIRST AMENDED COMPLAINT

CASE NO. C 05-03649 JW

1 I, M. Christopher Jhang, declare as follows:

2 1. I am an attorney duly licensed to practice law in the all of the courts of the State
3 of California and this Court, and am an associate with the law firm of Perkins Coie LLP,
4 attorneys of record herein for defendant Google, Inc. ("Google"). I submit this declaration in
5 support of the Stipulation and [Proposed] Order For Extension of Time to Respond to First
6 Amended Class Action Complaint, in accordance with California Northern District, Civil Local
7 Rule 6-2. I have personal knowledge of the following facts and, if called to testify, could and
8 would do so truthfully.

9 2. Plaintiffs CLRB Hanson Industries LLC d/b/a Industrial Printing and Howard
10 Stern ("plaintiffs") filed their original Class Action Complaint against Google on August 3, 2005
11 in the Santa Clara County Superior Court. On September 12, 2005, Google removed the action
12 to this Court. On October 12, 2005, Google filed a motion to dismiss the Complaint pursuant to
13 Fed.R.Civ.P. Rules 12(b)(6) and 9(b).

14 3. On November 14, 2005, plaintiffs filed their First Amended Complaint ("FAC")
15 in this action. The FAC substantially amended their original Complaint by, among other things,
16 adding a new cause of action, removing a number of causes of action, adding an additional
17 exhibit to the complaint and citing provisions from this exhibit within the FAC, and revising the
18 factual allegations. As a result of these substantial revisions to the pleading, there is good cause
19 for granting Google additional time to evaluate the FAC and prepare a response, whether by
20 motion or answer.

21 4. The parties have mutually agreed that Google shall have until December 16, 2005
22 to file and serve an answer to the FAC, or until January 3, 2006 to file and serve a motion in
23 response. If the response is by motion, the parties have agreed that plaintiffs shall have until
24 February 2, 2006 to file and serve their opposition to the motion.

25 5. All previous time modifications in this case, whether by stipulation or Court
26 order, are as follows: On or about September 15, 2005, the parties filed a stipulation to extend
27 the time for Google to respond to the Complaint by 30 days.

PROOF OF SERVICE

I, Susan E. Daniels, declare:

I am a citizen of the United States and am employed in the County of San Francisco, State of California. I am over the age of 18 years and am not a party to the within action. My business address is Perkins Coie LLP, 180 Townsend Street, 3rd Floor, San Francisco, California 94107-1909. I am personally familiar with the business practice of Perkins Coie LLP. On November 22, 2005, I served the following document(s):

**DECLARATION OF M. CHRISTOPHER JHANG IN SUPPORT OF STIPULATION
AND [PROPOSED] ORDER FOR EXTENSION OF TIME TO RESPOND TO FIRST
AMENDED CLASS ACTION COMPLAINT**

by placing a true copy thereof enclosed in a sealed envelope addressed to the following parties:

William M. Audet, Esq. Attorney for Plaintiffs and
Ryan M. Hagan, Esq. the Proposed Class
Jason Baker, Esq.
ALEXANDER, HAWES & AUDET, LLP
152 North Third Street, Suite 600
San Jose, CA 95112
Tel: (408) 289-1776; Fax: (408) 287-1776

Lester L. Levy, Esq. Attorney for Plaintiffs and
Michele F. Raphael, Esq. the Proposed Class
Renee L. Karalian, Esq.
WOLF POPPER LLP
845 Third Avenue
New York, NY 10022
Tel: (212) 759-4600; Fax: (212) 486-2093

XXX (By Mail) I caused each envelope with postage fully prepaid to be placed for collection and mailing following the ordinary business practices of Perkins Coie LLP.

XXX (By Facsimile/Telecopy) I caused each document to be sent by Automatic Facsimile/Telecopier to the number(s) indicated above.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that this declaration was executed at San Francisco, California.

DATED: November 22, 2005.

/s/
Susan E. Daniels

DECLARATION IN SUPPORT OF STIPULATION AND
[PROPOSED] ORDER FOR EXTENSION OF TIME TO
RESPOND TO FIRST AMENDED COMPLAINT

CASE NO. C 05-03649 JW

[41063-0023/LA053200.019]